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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
LISLE W. GEORGE, ET AL.

Serial No.: 09/884,696
Filed: June 19, 2001

Group Art Unit: 1645
Examiner: Portner, V.A.

For: MORAXELLA BOVIS CYTOTOXIN, CYTOTOXIN
GENE, ANTIBODIES AND VACCINES FOR PREVENTION
AND TREATMENT OF MORAXELLA BOVIS INFECTIONS

BOX FEE AMENDMENT
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

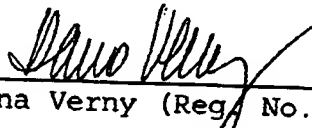
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 on April 11, 2003.


Hana Verna (Reg. No. 30,518)

AMENDMENT

This Amendment is being filed in response to the Office Action dated November 15, 2002.

In the Specification

Page 6, line 23, insert -(Figure 7A)- after "cytolysis";

line 24, insert -(Figure 7B)- after "hemolysis";

Page 19, line 22, delete "(top) and insert - (Figure 7A) - instead and delete "(bottom)" and insert --(Figure 7B)- instead;

Page 28, line 29, delete "tear" and insert -titre-.

FEE VALUE ACCOUNTABILITY	
DEPOSIT ACCOUNT NO.	
16	1731
FEE NOTE	VALUE FURNISHED
280	42

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cytotoxins of the invention thereby eliminating any possibility to include any other cytotoxin, such as cytotoxin produced by *Actinobacillus pleuropneumonia*. In view of this amendment the rejection is obviated.

Rejections under 35 USC 102 (a) are overcome. Amended claims 1-4, 6, 12-15 and new claims 34-50 are not anticipated and the rejections should be withdrawn and claims allowed to issue. It is so requested.

SUMMARY

In summary, claims are substantially amended or redrafted to meet Examiner's rejections. Rejections under 35 USC 102 are overcome with arguments showing that the invention is not anticipated. It is believed that with this amendment, all rejections are overcome and claims are in conditions for allowance. Notice of allowance is respectfully solicited.

Respectfully submitted,

PETERS, VERNY, JONES & SCHMITT LLP

Date: April 11, 2003



Hana Verny (Reg. No. 30,518)
Attorney of Record

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Atty. Dkt.: 481.06 (HV)

#11



PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)
(Small Entity)

Docket No.
481.06

Under
4/21/03

In Re Application Of: LISLE W. GEORGE, ET AL.

Serial No.
09/884,696

Filing Date
JUNE 19, 2001

Examiner
PORTNER, V.A.

Group Art Unit
1645

Invention: MORAXELLA BOVIS CYTOTOXIN, CYTOTOXIN GENE, ANTIBODIES AND VACCINES FOR PREVENTION AND TREATMENT OF MORAXELLA BOVIS INFECTIONS

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of NOV. 15, 2002 in the above-identified application.
Date

The requested extension is as follows (check time period desired):

- ☐ One month ☒ Two months ☐ Three months ☐ Four months ☐ Five months

from: NOVEMBER 15, 2002

Date

until: APRIL 15, 2003

Date

A verified statement of small entity status as a small entity under 37 CFR 1.27:

- ☐ is enclosed.
☐ has already been filed in this application.

The fee for the extension of time is \$205 and is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 16-1331
A duplicate copy of this sheet is enclosed.
☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 16-1331 A duplicate copy of this sheet is enclosed.

Hana Verna
Signature

Dated: APRIL 11, 2003

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CC:

I certify that this document and fee is being deposited on APRIL 11, 2003 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Hana Verna
Signature of Person Mailing Correspondence

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Typed or Printed Name of Person Mailing Correspondence